

II. Remarks

A. Status of the Claims

Claims 1-33 are currently pending. Claims 21-33 have been cancelled herein without prejudice as they do not read on the elected invention. Upon the entry of this amendment, claims 1-20 will be pending in this application. It is respectfully submitted that no new matter has been added by virtue of this amendment.

B. Restriction under 35 U.S.C. § 121

In the Office Action, the Examiner restricted the pending claims into patentably distinct inventions as follows:

Group I: claims 1-20, drawn to a method of identifying the presence or absence of an agglomeration complex form a sample and to a composition associated with an agglomeration complex;

Group II: claims 21-28, drawn to a method for examining the efficacy of an agent; and

Group III: claims 29-33, drawn to a kit.

In response, Applicants hereby elect, without traverse, claims 1-20, drawn to a method of identifying the presence or absence of an agglomeration complex form a sample and to a composition associated with an agglomeration complex. Claims 21-33 have been cancelled without prejudice as they do not read on the elected invention.

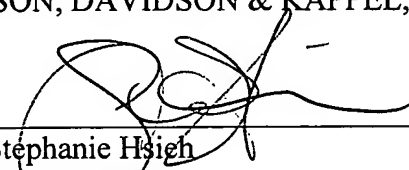
III. Conclusion

It is believed that no fees are due with the submission of this communication. If it is determined that any fee is due in connection with this filing, the Examiner is specifically authorized to charge said fees to Deposit Account No. 50-0552.

An early and favorable action on the merits is earnestly solicited.

Respectfully submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: _____


Stephanie Hsieh
Reg. No. 38,497

Davidson, Davidson & Kappel, LLC
485 Seventh Avenue, 14th floor
New York, New York 10018
(212) 736-1940